

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 7312**

**BILL NUMBER:** HB 1626

**DATE PREPARED:** Jan 31, 2001

**BILL AMENDED:**

**SUBJECT:** Preservation of Evidence Following a Conviction.

**FISCAL ANALYST:** David Hoppmann

**PHONE NUMBER:** 232-9559

**FUNDS AFFECTED:** X

X

**GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** This bill requires a law enforcement agency or a laboratory to preserve and maintain all evidence used in a criminal proceeding after a person is convicted and committed to a facility operated by the Department of Correction.

**Effective Date:** July 1, 2001.

**Explanation of State Expenditures:** The State Police Department (State Police) would experience a significant increase in administrative expenses regarding the provisions of this bill. First time costs are estimated at approximately \$57 M with annual recurring costs of approximately \$126,000 to \$200,000. First year costs include expenses relating to the following items: 1) a storage facility including office space, tracking system, and security/sprinkler systems; 2) computer software upgrades; and 3) salaries for additional personnel. (Annual recurring costs would include only salaries and the possibility of future computer and facility upgrades.)

Under current law, the State Police are not required to maintain all physical evidence regarding convictions that result in the incarceration of a convicted person in a Department of Corrections facility. In accordance with this bill, the State Police would be required to document and maintain all such physical evidence until the convicted person has been released from a Department of Corrections facility.

Funding for the Indiana State Police originates from the state General Fund and the Motor Vehicle Highway Fund.

*Department of Corrections-* The Department of Corrections could experience an increase in administrative expenses regarding the reporting provisions of this bill. The specific effects are currently indeterminable.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** Local law enforcement agencies would experience a significant increase in administrative expenses as well. The specific effects are currently indeterminable, would vary by agency, and would depend upon the sophistication of each agency's current evidence storage capabilities.

**Explanation of Local Revenues:**

**State Agencies Affected:** State Police; Department of Correction.

**Local Agencies Affected:** Law Enforcement Agencies.

**Information Sources:** Steve Hillman, State Police, (317) 232-8204.